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FEB 12 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): MURPHY, Kevin et al. EXAMINER: Chriss, Andrew W.
SERIAL NO.: 10/673,924 GROUP ART UNIT: 2609
FILED: September 30, 2003 ATTORNEY DOCKET No.: P-6153-US
FOR: DEVICE, SYSTEM AND METHOD FOR DATA TRANSFER
OPTIMIZATION

AMENDMENT AND RESPONSE

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Amendment and Response is being filed in response to the Office Action mailed May 16, 2007 by the United States Patent and Trademark Office (USPTO) in connection with the above-identified application. A response to the May 16, 2007 Office Action was due August 16, 2008; however due to a USPTO mailing error Applicants' representatives did not learn of the Office Action before the six-month statutory deadline for reply.

This paper is being filed with a Petition for Revival. A petition for extension of time under 37 CFR 1.136(a) is not believed to be required. However, if such a petition is required, Applicants petition to extend the period for reply in this application for three-months beyond the time for reply, and, at the end of this paper, authorize the payment of the associated fee. Accordingly, this Amendment and Response is being timely filed. Please amend the application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 6 of this paper.